



CALIFORNIA BOARD OF OCCUPATIONAL THERAPY

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BOARD MEETING NOTICE & AGENDA

**Thursday, November 19, 2015 and
Friday, November 20, 2015**

**West Coast University
Occupational Therapy Department
590 N. Vermont Ave, Room 200
Los Angeles, CA 90004**

For meeting/agenda information contact 916/263-2294

**Thursday, November 19, 2015
9:30 am - Board Meeting**

The public may provide comment on any issue before the Board at the time the agenda item is discussed. If public comment is not specifically requested, members of the public should feel free to request an opportunity to comment.

1. Call to order, roll call, establishment of a quorum.
2. President's remarks.
3. Board member updates/activities.
4. Public Comment session for items not on the agenda.
Please note: The Board may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting [Government Code Sections 11125 and 11125.7(a)]
5. Review and vote on approval of the September 17-18, 2015, Board meeting minutes.
6. Review and vote on approval of the October 24, 2015, Board meeting minutes.
7. Review and vote on acceptance of the March 3, 2015, Ad Hoc Committee meeting minutes discussing an increase in PDUs earned when supervising students.
8. Review and vote on acceptance of the April 22, 2015, Ad Hoc Committee meeting minutes discussing an increase in PDUs earned when supervising students.
9. Announcement of appointments to the Board's Practice Committee.

10. Consideration and possible action on updating policy for handling Orders resulting from hearings on Petitions for Reinstatement, Petitions for Early Termination of Probation, and Petitions for Modification of Probationary Terms, written by an Administrative Law Judge (ALJ) that are not consistent with the Board's Decision.
11. Review and possible action on Board policy to hear cases involving unlicensed practice for a period of more than one year.
12. Consideration and possible action on developing procedure for handling Orders resulting from a Statement of Issues hearing written by an ALJ that isn't consistent with the Board's Decision.
13. Discussion and possible action of amending Title 16, CCR Section 4151, Hand Therapy, and Section 4152, Physical Agent Modalities, to allow occupational therapists to meet the requirements for advanced practice approval in hand therapy and the use of physical agent modalities upon providing proof of current licensure as a physical therapist.
14. Discussion and possible action on occupational therapists performing fiberoptic endoscopy evaluation of swallowing (aka FEES).
15. Update and take action, if necessary, on pending Rulemaking files, California Code of Regulations, Title 16, Division 39:
 - Section 4110, Application;
 - Section 4151, Hand Therapy, and Section 4152, Physical Agent Modalities;
 - Section 4170, Ethical Standards of Practice.
16. Consideration and possible action of adopting proposed regulatory language to amend Title 16, CCR Section 4172, Standards of Practice for Telehealth.
17. Meeting adjournment for the day.

Friday, November 20, 2015
9:00 am - Board Meeting

18. Call to order, roll call, establishment of a quorum.
19. Public Comment session for items not on the agenda.
Please note: The Board may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting [Government Code Sections 11125 and 11125.7(a)]
20. Discussion and possible action on Ad Hoc Committee's Report and recommendations regarding criteria for the Board to consider when refusing to hear a petition for reinstatement:
 - A. Acceptance of the October 24, 2015, Ad Hoc Committee meeting minutes.
 - B. Ad Hoc Committee's recommend criteria for the Board to use when considering whether it will refuse to consider a petition for reinstatement of license pursuant to Business and Professions Code Section 2570.32.

21. Enforcement performance measures reported to DCA for the quarters ending March 31, 2015 and June 30, 2015, and the 2014-15 annual performance measures.
22. Enforcement data and reports for the quarter ending September 30, 2015.
23. Executive Officer's Report.
 - A. Operational Report
 - B. Budget Update
 - C. BreEZe Update
 - D. Other Informational Items – No Board action
24. Election of Officers.
25. Selection of 2016 Board meeting dates.
26. Proposed agenda items for a future meeting:
 - A. Updates to the Board's *Initial Application for Licensure* in support of regulatory amendments to CCR section 4110.
 - B. Strategic Plan and implementing Action Plan to be on all future agendas.
 - C. Ad hoc committee's recommendation regarding possible amendments to the definition of "occupational therapy" as set forth in Business and Professions Code Section 2570.2.
 - D. Practice Committee's recommendation on records retention requirement for an occupational therapy business that closes or is sold or if the practitioner is no longer in private practice.
 - E. Sunset Report development plan and establishment of ad hoc Sunset Report Review Committee.
 - F. Update on research by Samuel Merritt University on occupational therapy educational programs providing curriculum/content on superficial/mechanical modalities and deep thermal/electrotherapeutic modalities.
 - G. Overview of administrative citation issuance process.
 - H. Review the Board's Administrative Manual.
 - I. Review the Board's Enforcement Procedures Manual.
 - J. Other future agenda items.
27. The Board will convene in Closed Session pursuant to Government Code Section 11126(c)(3) to deliberate and vote on disciplinary matters.

Reconvene in Open Session.

28. Adjournment.

Public comments will be taken on agenda items at the time the item is heard. Discussion and action may be taken on any item listed on the agenda. Agenda items may be taken out of order for convenience, to accommodate speakers, or to maintain a quorum.

The Board may discuss agenda items in any order on each day, unless noticed as "time certain." Action may be taken on any item on the agenda. Items may be taken out of order, tabled or held over to a subsequent meeting, and items scheduled to be heard on Thursday may be held over to Friday, items scheduled to be heard on Friday may be moved up to Thursday, for convenience, to accommodate speakers, or to maintain a quorum. Any opportunity for public comment is provided for each open agenda item and at the end of each Committee's report. All items are approximate and subject to change. Members of the public will be provided appropriate opportunities to comment on any issue before the Board, but the Board President may, at his or her discretion, apportion available time among those who wish to speak.

For further information on this meeting and agenda, contact Jody Quesada at (916) 263-2294 or submit a written request to her at 2205 Evergreen Street, Suite 2250, Sacramento, California, 95815.

The meeting is accessible to the physically disabled. A person who needs disability-related accommodations or modifications in order to participate in the meeting shall make a request to Jody Quesada at (916) 263-2294 or by mailing a written request to 2005 Evergreen Street, Suite 2250, Sacramento, California, 95815. Providing at least five working days' notice before the meeting will help ensure the availability of accommodations or modifications.

This agenda as well as Board meeting minutes can be found at the Board's website at www.bot.ca.gov.

